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PATENT
Customer No. 22,852
Attorney Docket No. 2887.0270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
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TADASHI MITSUI)
)
Application No.: 10/807,187) Group Art Unit: 2621
)
Filed: March 24, 2004) Examiner: Unknown
)
For: PATTERN MEASURING) Confirmation No.: 3737
APPARATUS, PATTERN)
MEASURING METHOD, AND)
MANUFACTURING METHOD OF)
SEMICONDUCTOR DEVICE)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

The following is a concise statement of relevance of the non-English language documents.

1. Japanese Publication No. 2001-084944 is discussed on page 3 of the present application.

2. Japanese Publication No. 05-190132 is discussed on page 1 of the present application.

English-language abstracts of the Japanese publications are also attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: _____

9/23/04

By: _____



Richard V. Burgujian
Reg. No. 31,744

INFORMATION DISCLOSURE CITATION

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|------------------|----------------|------------|------------|
| Atty. Docket No. | 2887.0270 | Appln. No. | 10/807,187 |
| Applicant | Mitsui | | |
| Filing Date | March 24, 2004 | Group: | 2621 |

U.S. PATENT DOCUMENTS

| Examiner Initial* | | Document Number | Issue Date | Name | Class | Sub Class | Filing Date If Appropriate |
|-------------------|--|-----------------|------------|------|-------|-----------|----------------------------|
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FOREIGN PATENT DOCUMENTS

| | Document Number | Publication Date | Country | Class | Sub Class | Translation Yes or No |
|--|-----------------|------------------|---------|-------|-----------|-----------------------|
| | 2001-084944 | 3/30/01 | Japan | | | Abstract |
| | 05-190132 | 7/30/93 | Japan | | | Abstract |
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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| Examiner | Date Considered |
| *Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |
| Form PTO 1449 | Patent and Trademark Office - U.S. Department of Commerce |